

Commonwealth of Kentucky SEP 13 2011

Court of Justice www.courts.ky.gov

KRS 610.010, .050, .070, .080, .110

KRS 610.160, .170

KRS 620.023, .027, .100, .140, .220

ENTEREDFRANKLIN CIRCUIT COURT
SALLY JUMP, CLERK**ORDER****ADJUDICATION HEARING**

Case No. _____

Court [] District ☒ FamilyCounty Franklin

Division _____

Hearing Type: Adjudication (AH)

IN THE INTEREST OF _____, A CHILD

Birthdate	Sex	Race	SSN
_____	Male	White	_____

The following persons were present at today's hearing:

☒ Mother [] Father ☒ Child ☒ County Attorney ☒ CHFS Worker ☒ GAL

[] Stepparent _____ [] PECCS _____

[] Other _____

☒ CASA volunteer [] Other Family Member _____☒ Parent's Attorney(s) Leigh Meredith**ORDER**

WHEREAS, the above-named child has been brought before this Court pursuant to KRS 610.010, the Court finds its jurisdiction has been properly sought and based upon the findings of fact and conclusions of law which follow this ORDER, IT IS HEREBY ORDERED THAT:

[] this child, having been found NOT to be dependent, neglected or abused, is hereby:

Doc. Code:

ORC [] Returned/Released to home of removal with no further disposition being required.

OREM [] Remain in the home with no further disposition being required.

[] pending disposition of this matter, this child, having been found to be dependent, neglected or abuse, shall:

Doc. Code:

OTC [] Be placed, or continue to remain, in temporary custody of the Cabinet for Health & Family Services (CHFS);

OTR [] Be placed, or continue to remain, out of home of removal w/relatives or other appropriate person or agency as follows (give name, address and relation to child): _____

OREM [] Remain in the home.

[] At least 72 hours prior to the disposition hearing, the Cabinet for Health & Family Services shall prepare and submit to the Court and all parties a predispositional investigation report of recommendations concerning disposition of the child.

OTHER ORDERS: _____

FINDINGS OF FACT / CONCLUSIONS OF LAW

The Court, having considered the sworn testimony and evidence, and being otherwise sufficiently advised, hereby finds and concludes the rights provided in KRS 620.100 have been extended to the child and the adult(s) responsible for the child; and all due process rights have been observed, and further finds:

1. The allegations contained in the Petition ☐ have ☒ have not been proven by a preponderance of the evidence, and hereby makes the following specific findings of fact: Petition informally adjusted. Dismissed at Petitioner's request.
2. The Court concludes, based on the foregoing specific findings of fact, the above-named child ☐ is ☐ is not: ☐ dependent ☐ neglected ☐ abused.
NOTE: A child cannot be dependent AND neglected or abused. KRS 600.020(19).
3. **REASONABLE EFFORTS:**
☐ Reasonable efforts were made to prevent the child's removal from the home.
☐ Reasonable efforts to prevent removal were not provided, but are being made to reunify the family.
☐ Reasonable efforts to preserve or reunify child with his/her family are not required pursuant to KRS 610.127.
4. The child's best interests ☐ require ☐ do not require the Court to change custody of him/her. Continuation in the home ☐ is ☐ is not contrary to the welfare of the child.
5. There ☐ are ☐ are no less restrictive alternatives than removal from the home.

APPOINTMENT OF COUNSEL

Counsel, as provided for in KRS 620.100(1)(a)-(c), is **HEREBY APPOINTED** as follows:

- ☒ Charlotte Nickerson is appointed to represent the interest of the above-named child.
- ☒ Leigh Meredith is appointed as counsel for the mother.
- ☐ _____ is appointed as counsel for the father.
- ☐ In the interest of justice, _____ is appointed as counsel for the non-parent exercising custodial control or supervision, since the non-parent is unable to afford counsel.

A Disposition Hearing (D) will be held on _____, 2____, at _____ ☐ a.m. ☐ p.m. at the following location: _____

The following persons shall be present:

- ☐ Mother ☐ Father ☐ Child ☐ County Attorney ☐ CHFS Worker ☐ GAL
☐ Stepparent ☐ PECCS _____
☐ Other _____
☐ CASA volunteer ☐ Other Family Member _____
☐ Parent's Attorney(s) _____

DATE: 9-12, 2011 [Signature] Judge

Distribution: Cabinet for Health & Family Services or facility or agency where child is placed.

All counsel of record and parents/custodians of child not represented by counsel.